

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL No. 1456

CIVIL ACTION: 01-CV-12257-PBS

Judge Patti B. Saris

THIS DOCUMENT RELATES TO:

State of Montana v. Abbott Labs., Inc., et al.,
D. Mont. Cause No. CV-02-09-H-DWM

**PLAINTIFF STATE OF MONTANA'S JOINDER IN CLASS PLAINTIFFS' MOTION
FOR LEAVE TO FILE REPLY BRIEF IN SUPPORT OF PLAINTIFFS' MOTION TO
COMPEL B. BRAUN OF AMERICA**

Plaintiff State of Montana joins in the Class Plaintiffs' Motion for Leave to File Reply Brief in Support of Plaintiffs' Motion to Compel B. Braun of America to Make Supplemental 30(b)(6) Designation and the Class Plaintiff's Reply brief itself, both of which were filed with the Court this day.

By /s/ Steve W. Berman
Steve W. Berman
Sean R. Matt
HAGENS BERMAN LLP
1301 Fifth Avenue, Suite 2900
Seattle, WA 98101
Telephone: (206) 623-7292
Facsimile: (206) 623-0594

DATED: September 21, 2004.

Thomas M. Sobol
HAGENS BERMAN LLP
225 Franklin Street, 26th Floor
Boston, MA 02110
Telephone: (617) 482-3700
Facsimile: (617) 482-3003

COUNSEL FOR PLAINTIFFS STATE OF MONTANA

Mike McGrath
Attorney General of Montana
Kathy Seeley
Assistant Attorney General
Justice Building
215 North Sanders
P.O. Box 201401
Helena, MT 56920-1402
(406) 444-2026

Joseph P. Mazurek
CROWLEY, HAUGHEY, HANSON,
TOOLE & DIETRICH PLLP
100 North Park Avenue, Suite 300
P.O. Box 797
Helena, MT 59601-6263
(406) 449-4165

ADDITIONAL COUNSEL FOR PLAINTIFF
STATE OF MONTANA

CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman, an attorney, caused a true and correct copy of the foregoing **PLAINTIFF STATE OF MONTANA'S JOINDER IN CLASS PLAINTIFFS' MOTION FOR LEAVE TO FILE REPLY BRIEF IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL B. BRAUN OF AMERICA** to be served on all counsel of record electronically on September 21, 2004, pursuant to Section D of Case Management Order No. 2.

By /s/ Steve W. Berman

Steve W. Berman, Esq.

HAGENS BERMAN LLP

1301 5th Avenue, Suite 2900

Seattle, WA 98101

Telephone: (206) 623-7292